

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 18, 1950
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding.

Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Absent: None

Present also: Guiton Morgan, City Manager; Walter E. Seaholm, Director of Utilities; Trueman E. O'Quinn, City Attorney; C. G. Levander, Director of Public Works; R. D. Thorp, Chief of Police, Beverly Sheffield, Director of Recreation.

Councilman Johnson moved that since copies of the minutes of the last meeting of the City Council have been furnished Council members by the City Clerk, the reading of the minutes be dispensed with and that the minutes be adopted as read in the Clerk's report. Upon being duly seconded by Councilman Long, the motion was unanimously adopted by the Council and the minutes so approved.

MR. JAY MATHEWS, Junior Chamber of Commerce, presented definite figures to the Council on the proposed soft-ball stadium to be constructed on the Soft Ball Field on the Butler Tract. (Copy of their proposal and bids, etc. on file in City Clerk's Office) The Junior Chamber of Commerce proposes to donate \$10,000 and asked that the City appropriate \$7,000 in addition to the \$3,000 already appropriated for rest room facilities. Also, permission was asked that the Jaycees be granted the right to sell advertising each year and that this money would be channelled into specific recreation programs through the Recreation Department. Councilman Long moved that \$7,000.00 be appropriated out of the Parks, Playground and Recreation Bond Fund, plus the \$3,000.00 already ear-marked for restrooms, for this stadium as proposed, subject to the Jaycees raising their money, and subject to check and approval of the City Manager and City Engineering Department. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Mr. DAVID TISINGER inquired about the use of some property on the Sand Beach Reserve on the west side of Lamar Bridge, south of the new Missouri Pacific Depot. He represented LEONARD DODSON who proposes to put in a golf driving range on this property, and asked for about 450' x 800', at a rental of \$1,200.00 a year of 10% of his gross revenues. The Council referred this matter to the City Manager to check into, bearing in mind that some room must be left for a right-of-way for the Boulevard. Mr. Tisinger was asked to submit a complete plat of his course, and that action would be taken the following Thursday.

MRS. ERIC ANDERSON and MISS MOLLIE ALLISON thanked the Council for leaving the tower light which was located at East Avenue and 19th Street, in that vicinity.

MR. RUDY RICE, Chairman of the Bus Committee read a report of two meetings of the Committee with Mr. Ben Wayne Greig, Austin Transit Company, outlining a number of suggestions for improving bus service. Copy of this report follows:

"The bus committee appointed by the City Council has had two meetings and has worked out a number of suggestions for improving bus service. Some of these suggestions are being presented to the Council today by Mr. Greig. Other suggestions will require further study by both the committee and the Transit Company, but we felt that a report of progress so far was in order.

"In addition to the suggestions which Mr. Greig is submitting, the committee has under consideration these proposals:

"1. A study of the merit, if any, of getting office hours of large employers such as the State, city and Federal agencies staggered. A sub-committee is investigating this idea.

"2. A survey committee is investigating the need for bus service in areas not now served by Austin Transit. This committee is analyzing the petitions on hand from these areas.

"Mr. Greig has agreed to make copies of the schedules available on all lines, in the buses. Changes of schedules will be published in the newspapers and distributed in advance on the buses involved. This procedure is being followed on several lines where proposed changes are scheduled. The committee feels that wide distribution of schedules will help, and in turn Austin Transit will make every effort to meet those schedules. At the request of the Committee, City Manager Guiton Morgan has agreed to have bus schedules delivered with the water and light bills.

"In the course of our discussions, Mr. Greig has promised that he will add busses where they are needed. Mr. Greig says that Mr. Clint Murchison has authorized him to buy additional busses if they are needed, and that his hands are not tied in the operation of the company.

"The Committee has Mr. Greig's promise that he is 'not going to continue passing people up'.

"The Committee recommends that all of the proposals being submitted today be approved by the Council. The revision of weekly pass procedures may provide some saving for those who use the busses constantly. The \$1.25 weekly passes are transferable and may be used by anyone at any time during the week.

"The ten-cent round trip fare between 9 a.m. and 3:30 p.m. Monday through Friday is designed to encourage shoppers whose hours are more flexible to go to town and back during off hours, so the loads at peak hours will be reduced to those whose hours of travel cannot be changed.

"The Committee feels that the changes to be made in the Ridgetop, Red River, Lafayette-Airport and Lafayette-Manor Road, Manor Road and East End 19th Street and McKinley Heights runs, and the changes already made in the Kinney Avenue run, will improve service in those sections of the City. The Committee wishes to advise the residents of those areas that the changes will be advertised at least a week in advance. If the additional service being made available is not used, it will be abandoned on the ground that it is unprofitable. Therefore, the Committee urges residents of those areas to use the new service, so it will be continued.

"The Committee feels that a great deal can be accomplished in addition to these things which have already been done. The democratic approach by a committee composed of representatives of the City Council, the Transit Company and the bus-riding public shows that such problems can be solved. A co-operative approach with all groups involved working together will continue to bear fruit. We hope to have further progress to report in the near future."

MR. BEN WAYNE GREIG complimented the Committee on its suggestions and outlined to the Council his requests which would be in line with the suggestions set out by the Committee. He submitted the following three requests:

"It is requested that you approve the elimination of the 15¢ pass which allows patrons to ride for 7¢ and the substitution therefor of a weekly pass good Sunday through Saturday for as many rides as the customer chooses without paying an additional fare to be sold for \$1.25."

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"It is requested that you allow the Austin Transit, Inc. to initiate on a ninety-day trial basis the selling of a round trip fare in which the patron will deposit 10¢ in the fare box and receive a return fare slip to be used between 9:00 a.m. and 3:30 p.m. Monday through Friday. These return slips are to be valid only on the day purchased.

"This fare structure will not be eligible for transfer, as the primary object is to have transit riders use the facilities of the buses between the hours of 9:00 and 3:30, attracting people who wish to shop

to come to the business districts. This fare structure can also be used on any of our buses in the downtown area as a shoppers' special pass to go up and down the Avenue or east and west on 6th Street.

"It is definitely understood that if this reduction in fare does not promote sufficient number of additional riders to offset our loss in revenue from regular rides during this period, this plan will be eliminated at the end of a ninety-day period."

"We request that the following changes in our routes be approved with the understanding that the changes made covering territory that is now served only morning and evening, which will be served now through our eighteen-hour period of operation, have a ninety-day stipulation to the effect that should it be evident after placing this service that it is not utilized, we can drop back at the end of the ninety-day period and serve that territory only in a.m. and p.m. peaks. However, should this become necessary the lines will remain the same, but that territory east of Airport Boulevard and north of 45th, territory north of Concordia and east of East Avenue, and territory east of Airport Boulevard on Manor Road will be served by the same lines as hereinafter changed.

Ridgetop Line

"Will follow same route from 6th and Congress to 51st Street along present route, west on 51st Street to Avenue G, north on Avenue G to 53d Street, east on 53d Street to Clarkson, south-east on Clarkson to 51st Street, west on 51st Street to Duval, and back on same route as outbound movement.

Red River Line

"From 6th and Congress follow present route to 19th and Red River, north on Red River to Clarkson, northwest on Clarkson to 51st, east on 51st Street to Bennett Avenue, north on Bennett Avenue to 53½ Street, east on 53½ to Harmon Avenue, south on Harmon Avenue to 46th Street, west on 46th Street to Red River, south following same route as outbound movement.

Lafayette Airport--Lafayette Manor Road

Airport Route

"Leave 6th and Congress north to 11th Street, east on 11th to San Jacinto, north on San Jacinto to 15th Street, east on 15th to East Avenue, north on East Avenue to 19th, east on 19th to Comal, north on Comal to Manor Road, east on Manor Road to Lafayette, north on Lafayette to East 32d, east on 32d to French Place, north on French

Place to Edgewood, west on Edgewood to Hollywood, north on Hollywood to Concordia, east on Concordia to Lafayette, north on Lafayette to 38 $\frac{1}{2}$, east on 38 $\frac{1}{2}$ to Maplewood, north on Maplewood to Wilshire Boulevard, northeast on Wilshire Boulevard to Crestwood Road, west on Crestwood Road to Airport Boulevard, east on Airport Boulevard to Wilshire Boulevard, and return same route to 6th and Congress.

Manor Road Route

"Manor Road branch same as Lafayette Airport to Manor Road and Lafayette, go east on Manor Road to Airport Boulevard, south on Airport Boulevard to Pannell Street, west on Pannell Street to Rountree Drive, north on Rountree Drive to Manor Road, and return same route as outbound movement.

East End McKinley--East End 19th Street

East End McKinley

"From 6th and Congress to 12th and Chicon both of these lines will follow the present route. East End McKinley will go east on 12th to Harvey, north on Harvey to 16th, east on 16th to McKinley, south on McKinley to 12th, west on 12th to Chicon, and follow same route back as outbound movement to 6th and Congress..

East End 19th

"East End 19th Street at 12th and Chicon will operate north on Chicon to 19th, east on 19th to Walnut, south on Walnut to 18th, west on 18th to Cedar, north on Cedar to 19th, west on 19th to Chicon, south on Chicon to 12th, and follow same route back as outbound movement.

"These changes, if approved, will be put in operation as soon as practicable with the understanding that we will advertise these routes in the paper and put out mimeographed copies to the lines concerned at least one week before date of change. As these changes have to be made simultaneously, it will be left up to us to be announced when these changes become effective.

Councilman Johnson moved that the Austin Transit, Inc., be permitted to make the above changes on a temporary basis as requested. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

In accordance with published notice thereof, promptly at 10:30 o'clock A.M. Mayor Glass announced that the time for submitting bids from banks operating in the City of Austin for city depository had expired. No bids were received in response to the legal advertisement. The City Manager stated the UNIVERSITY BANK asked to be designated as a depository for City money, and the FIDELITY STATE BANK had asked for an increase of their deposits, and this advertisement was a legal step necessary. He stated the depository could be designated by resolution at the next regular meeting of the Council.

Mayor Glass introduced the following ordinance:

AN ORDINANCE REGULATING TAXICAB SERVICES IN THE CITY OF AUSTIN AND PRESCRIBING RULES AND STANDARDS FOR THE OPERATION AND CONTROL OF SUCH SERVICES IN THE PUBLIC INTEREST; PROVIDING FOR THE GRANTING OF FRANCHISES FOR TAXICAB SERVICES AND CREATING THE TAXICAB FRANCHISE COMMISSION; REQUIRING REGISTRATION OF ALL DRIVERS OF TAXICABS; REQUIRING THE INSTALLATION OF TAXIMETERS ON ALL TAXICABS AND FIXING MAXIMUM FARES; PROVIDING FOR ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVING CLAUSE; PRESCRIBING PENALTIES FOR VIOLATION OF THIS ORDINANCE; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Johnson moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Mayor Glass stated further action on this ordinance would be considered at the following meeting of the Council, May 25th.

Councilman Johnson stated he wanted to reserve a certain portion of the 20 acre tract at Wilshire Boulevard and Airport Boulevard as a park--at least 50 or 51% to be designated as a park for a three to five year improvement program and the Planning Board submit a recommendation as to which part would be most suitable. Councilman Johnson then moved that the majority of this tract be set aside for park purposes and the rest of it planned by the Planning Board. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

MR. RUDY RICE, President Tenth Ward Civic Club invited the Council to attend the opening of their Little League Base Ball at 2:00 P.M. Sunday, May 21, 1950.

THEODORE PLUMMER, Young Progressive Party, submitted a request that an investigation be made of the death of the Caldwell baby on May 8, 1950, and of its treatment at Brackenridge Hospital. It was stated a report had been made on this investigation, had been published in the papers, and is on file; and that the case was a matter of medical diagnosis and not a matter of policy.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by virtue of an order of sale issued June 13, 1900, out of the District Court of Travis County, Texas, in Cause No. 15,920, styled City of Austin vs. W.M. Chapman, the property hereinafter described was sold for taxes by the Sheriff of Travis County, Texas, to the City of Austin; and

WHEREAS, the taxes on the hereinafter described property which were involved in the tax suit upon which said sale was based have been fully paid and satisfied; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Guiton Morgan, City Manager, be and he is hereby authorized and directed to execute a quitclaim deed for and on behalf of the City of Austin to W.M. Chapman, his assigns and successors in title, conveying all right, title, and interest of the City of Austin in and to two (2) acres of land, out of the Isaac Decker League, Abstract No. 8, Survey No. 20, in the City of Austin, Travis County, Texas.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 12(b) OF ARTICLE III RELATING TO STOP SIGN LOCATIONS; AND SECTIONS 22(e), 22(f) and 23(d), OF ARTICLE IV RELATING RESPECTIVELY TO ONE-HOUR PARKING, TWO-HOUR PARKING, AND LOADING ZONE LOCATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman Long moved that the rule be suspended, and the ordinance passed to its second reading. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman Long moved that the rule be suspended, and the ordinance passed to its third reading. The motion,

seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake Johnson, Long, MacCorkley, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Mrs. Kathryn Jackson, R.N., has made application in writing for permission to operate a health clinic known as the Stauffer System, on the north 46 feet of Lot 1, Block 105, of the Original City of Austin, Travis County, Texas, the same being on the east side of West Avenue and locally known as 903 West Avenue, and is located in a "B" Residence District which requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT permission for the operation and maintenance of a health clinic for human beings only be granted to Mrs. Kathryn Jackson, R.N., with the following conditions:

1. That this clinic be used as stated in the letter of application and that no mental or psychiatric patients be housed in such clinic.

2. That all regulations required in this zone and all building code provisions be complied with in the operation and maintenance of such building.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the newly constructed street extension from the intersection of Lamar Boulevard and 45th Street in a northerly direction to its intersection with the street now known as Georgetown Road be and the same is hereby named Lamar Boulevard.

BE IT FURTHER RESOLVED:

That the name of the Street now known, and designated on the City Maps as Georgetown Road, from its intersection with the newly constructed street extension hereinabove designated as Lamar Boulevard southerly to 45th Street be and the same is hereby changed to West Guadalupe Street,

BE IT FURTHER RESOLVED:

That the name of the street now known and designated on City maps as Georgetown Road, from its intersection with the newly constructed street extension hereinabove designated as Lamar Boulevard, northerly to the north City Limits of the City of Austin be and the same is hereby changed to Lamar Boulevard.

BE IT FURTHER RESOLVED:

That the name of the street now known as Fredricksburg Road, from Barton Springs Road southerly to the south City Limits of the City of Austin be and the same is hereby changed to Lamar Boulevard.

BE IT FURTHER RESOLVED:

That the name of the street now known as Fredricksburg Road, from Barton Springs Road northerly to Robert E. Lee Road be and the same is hereby changed to Lee-Barton Drive.

Which motion, duly seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the northwest corner of the intersection of Justin Lane and Georgetown Road, which property fronts 100 feet on Justin Lane and 100 feet on the Georgetown Road and being known as a portion of a 1.936 acre out of the George W. Spear League in the City of Austin, Travis County, Texas, and hereby authorizes the said James K. Eichelberger, Jr., to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said James K.

Eichelberger, Jr., has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendation attached)

Austin, Texas
May 18, 1950

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of James K. Eichelberger, Jr., for permission to construct, maintain and operate a drive-in filling station and to construct commercial driveways in conjunction therewith upon the property located at the northwest corner of the intersection of Justin Lane and Georgetown Road, which property fronts 100 feet on Justin Lane and 100 feet on the Georgetown Road and being known as a portion of a 1.936 acre out of the George W. Spear League in the City of Austin, Travis County, Texas, and the property upon which the filling station is to be located is owned by James K. Eichelberger, Jr., and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial USE District upon the zoning maps of the City of Austin.

There are no storm water drainage facilities in place adjacent to this property. The storm water and surface drainage from this filling station is to be disposed of in such a manner that such water and other surface drainage will not flow across the sidewalk area into the street.

We recommend that James K. Eichelberger, Jr., be granted permission to construct, maintain and operate said drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That only underground tanks shall be used and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street or alley.

(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc.; that all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that

all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146.

(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the Department of Public Works file number 2-C-1330.

(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-C-1330 and shall be of the pre-moulded type.

(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection and upon approval, the Building Inspector shall issue a Certificate of Operation before such filling station can be put into service.

Respectfully submitted,

(Sgd) C. G. Levander
Director of Public Works

(Sgd) J. C. Eckert
Building Inspector

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter name, and said maps or plans have been considered by the Director of Public Works; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its underground telephone conduits in the following streets:

(1) An underground telephone conduit in EXPOSITION BOULEVARD, from a point approximately 150 feet south of Westover Road northerly 202 feet to manhole in Westover Road, the centerline of which underground telephone conduit shall be 15 feet east of and parallel to the west property line of said EXPOSITION BOULEVARD.

(2) An underground telephone conduit across HILLVIEW ROAD, from manhole at Exposition Boulevard and Westover Road northwesterly 115 feet to existing pole 46.5 feet west of Exposition Boulevard.

(3) An underground telephone conduit in WESTOVER ROAD, from man hole in Exposition Boulevard easterly approximately 115 feet, the centerline of which underground telephone conduit shall be 30 feet south of and parallel to the north property line of said WESTOVER ROAD.

(4) An underground telephone conduit across WESTOVER ROAD, from a point 115 feet east of manhole in Exposition Boulevard and 30 feet south of the north property line of Westover Road northeasterly to a point 2 feet east of west line of Lot 28, Block 4.

THAT the work and construction of said underground telephone conduits, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in AVENUE G, from a point 121 feet north of East 39th Street southerly 36 feet, the centerline of which gas main shall be 19 feet west of and parallel to the east property line of said AVENUE G.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in LAUREL CANYON DRIVE, from a point 142 feet east of Crestway Drive westerly 104 feet, the centerline of which gas main shall be 7.5 feet north of and parallel to the south property line of said LAUREL CANYON DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in VISTA LANE, from Indian Trail southerly

168 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said VISTA LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in CHESTERFIELD AVENUE, from a point 321 feet south of Brentwood Street southerly 96 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said CHESTERFIELD AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in WEST 49TH STREET, from a point 190 feet west of Rue Street westerly 587 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said WEST 49TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A 9' x 6' x 7' gas regulator pit in HAWTHORNE STREET, the centerline of the 9-foot axis to be 31 feet east of the east line of East Avenue and the centerline of the 6-foot axis to be 9.5 feet south of the north line of HAWTHORNE STREET.

The Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said company by the City of Austin.

Which motion, duly seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to execute and enter into, for and on behalf of the City of Austin, a contract with Willie Johnson, said contract to provide that the said Willie Johnson may prospect for buried treasure on certain city property and shall pay to the City of Austin twenty-five (25) per centum of all treasure discovered, and to contain such other provisions as may be deemed necessary by the City Manager.

The motion, seconded by Councilman Drake, carried by the following vote:
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Drake moved that the following applications for changes of zoning be referred to the Zoning Board of Adjustment for consideration and recommendation:

MARGUERITE WOLF			
W. W. CONSTRUCTION CO.	24 Red River Street	From "A" Residence	To "D" Industrial
MAX WERKENTHIN, H. P.			
BECKER, P. S. MANGUM by		From "A" Residence	To "C" Commercial
W. TRENCKMANN	2404-10 Manor Road		
COLLEGE STORES PROPERTIES, INC.	1701-1705 San Jacinto Boulevard	From "C-1" Commercial	To "C-2" Commercial

The motion, seconded by Councilman Johnson, carried by the following vote:
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager submitted the following tabulation of bids received May 12, 1950, at 10:00 A.M., for the construction of a boat dock on Lake Austin approximately 175 feet above the L.C.R.A. Building:

Bidders	Piling	Super-Structure	Total
Richard Schmidt	\$ 612.50	\$ 3,084.00	\$ 3,696.50
J. C. Gilstrap	875.00	4,193.00	5,068.00
George B. Hatley	-	-	4,321.85
W. L. Craven, Jr.	437.50	2,690.00	3,127.50
W. D. Anderson & Co.	-	3,950.00	-

The City's estimate on this project is \$3,000.00.

Councilman Johnson moved that W. L. CRAVEN, Jr., be awarded the Contract as low bidder. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager stated that the State has asked that the L.C.R.A. Boat be housed at this dock, that that would be something separate from this bid; that this dock was for the public, and did provide a roofed place for the Police Boat.

The following request for change of zoning was advertised for public hearing at 11:00 A.M. this date:

JACK KEY, Owner		From "C" Commercial
NICK DORNWELL, Lessee	2101 Hancock Drive	To "C-1" Commercial

MR. HERMAN JONES represented the applicants, pointing out this location was in a commercial area and not the residential area that the residents thought; that the school was quite a distance, and that traffic was already heavy, as Burnet Highway is a highway. MRS. J. T. HOLBROOK spoke in opposition, speaking for the school children who passed this location, and for the blind students in the neighborhood. She presented complaints filed against the applicants for "Permitting Intermittent Playing at a Public Place". W. T. JOHNSON, Pastor of the Northwest Baptist Church, spoke in opposition, as did Rev. ED HEINSOHN. MR. A. M. McCONNEL, REV. BARROW, Pastor of Rosedale Church, MRS. B. S. LITTLE-PAGE, all spoke in opposition to the change. MR. LEE WILBURN, Austin Public Schools, was opposed to the sale of beer at the location because of the proximity of the school. MRS. FRANK B. MARTIN, MRS. DAVIS, MRS. ED DOYLE, MRS. J. L. PEARSON, MRS. JACOBSON, MRS. LORENE HARRELL, MRS. LAWRENCE E. STEVENSON, REV. C. C. PECK spoke in opposition. MR. M. H. CROCKETT spoke favoring the change. After a two-hour discussion, the Mayor explained the responsibility of the Council in zoning, and stated the Zoning Board of Adjustment had recommended this change. He then put the question to the Council stating that all in favor of following the recommendation of the Zoning Board, vote "aye"; those opposed vote "no". The roll call showed the following vote:

Ayes: Councilmen Drake, MacCorkle, Mayor Glass
Noes: Councilmen Johnson, Long

The Mayor announced the requested change had been granted, and the City Attorney instructed to draw up the necessary ordinance.

The Mayor introduced the following ordinance:

AN ORDINANCE REGULATING THE SALE, STORAGE AND HANDLING OF ALCOHOLIC BEVERAGES IN THE CITY OF AUSTIN; DEFINING CERTAIN TERMS; PROHIBITING VARIOUS ACTS; PRESCRIBING PROCEDURE FOR INVESTIGATION OF APPLICANTS; PROVIDING FOR THE LEVY AND COLLECTION OF OCCUPATION TAXES; PRESCRIBING PENALTIES; PROVIDING A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and laid over.

HAROLD JAY DISMUKKE came before the Council appealing the administrative decision of this application to drive a taxi-cab. After a review of the application and the police record, Councilman Drake moved that the application be denied by the Council. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

MR. S. J. ARONSON appeared before the Council in behalf of some property owners adjoining the property at 5010-5110, 5220-5228 Georgetown Road, which the Council authorized to be changed from "A" Residential to "C" Commercial at the meeting on May 11. Mr. Aronson stated it was their understanding this decision was to be postponed. Neither he nor the property owners appeared at the meeting on May 11th, but he had checked the Minutes that decision had been postponed until the meeting of May 11th.

The Mayor then introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "C" COMMERCIAL DISTRICT AND FOURTH HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL DISTRICT AND FOURTH HEIGHT AND AREA DISTRICT ON ALL OF ORIGINAL LOT 9, THE WEST 105 FEET OF ORIGINAL LOT 10, AND ALL OF ORIGINAL LOTS 11 AND 12, BLOCK 97, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 114 EAST 8TH STREET; AND CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON THE EAST 300 FEET, LESS THE EAST 150 FEET FRONTING ON GEORGETOWN ROAD, NOW ZONED "C-1" COMMERCIAL, OF A 5-ACRE TRACT OF LAND OUT OF THE GEORGE W. SPEAR LEAGUE, LOCALLY KNOWN AS 5010-5110 GEORGETOWN ROAD, AND THE EAST 300 FEET, LESS THE EAST 150 FEET FRONTING ON GEORGETOWN ROAD, NOW ZONED "C-1" COMMERCIAL, OF A 4.90 ACRE TRACT OF LAND OUT OF THE GEORGE W. SPEAR LEAGUE, LOCALLY KNOWN AS 5206-5218 GEORGETOWN ROAD, AND THE WEST 50 FEET OF A .523 ACRE TRACT OF LAND FRONTING AND BEING LOCATED ON THE WEST SIDE OF GEORGETOWN ROAD AND LOCALLY KNOWN AS 5220-5228 GEORGETOWN ROAD, ALL IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Drake moved that the rule be suspended, and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time and Councilman Drake moved that the rule be suspended, and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time and Councilman Drake moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

COUNCILMAN MacCORKLE presented MAYOR GLASS with a token from the Mayor of New York, brought by Councilman MacCorkle from the meeting of the United States Conference of Mayors held in New York City. The Mayor expressed his appreciation to the Mayor of New York for sending it, and to Councilman MacCorkle for presenting it.

Mayor Glass stated he would like to meet with the Council in an Executive Session Wednesday at 3:00 P.M. to study the Brackenridge Hospital proposal.

There being no further business the Council recessed subject to the call of the Mayor.

APPROVED: 

ATTEST:


City Clerk